

PERMIT

Permit No:

200903946-JW

Town/City:

Madison

Work Area:

East River off property located at Lot #3, Green Hill Place

Permittee:

Bruce Beebe 3 Old Post Road Madison, CT 06443

Pursuant to sections 22a-359 through 22a-363f and sections 22a-28 through 22a-35 of the Connecticut General Statutes ("CGS") and in accordance with CGS section 22a-98, and the Connecticut Water Quality Standards dated December 2002, a permit is hereby granted by the Commissioner of Environmental Protection ("Commissioner") to retain existing docks and riprap and install moorings for marine commercial use as is more specifically described below in the <u>SCOPE OF AUTHORIZATION</u>, in the East River off property identified as the "work area" above.

*****NOTICE TO PERMITTEES AND CONTRACTORS*****

UPON INITIATION OF ANY WORK AUTHORIZED HEREIN, THE PERMITTEE ACCEPTS AND AGREES TO COMPLY WITH ALL TERMS AND CONDITIONS OF THIS PERMIT. FAILURE TO CONFORM TO THE TERMS AND CONDITIONS OF THIS PERMIT MAY SUBJECT THE PERMITTEE AND ANY CONTRACTOR TO ENFORCEMENT ACTIONS, INCLUDING INJUNCTIONS AS PROVIDED BY LAW AND PENALTIES UP TO \$1,000.00 PER DAY PURSUANT TO THE ADMINISTRATIVE CIVIL PENALTY POLICY DESCRIBED IN SECTIONS 22a-6b-1 THROUGH 22a-6b-15 OF THE REGULATIONS OF CONNECTICUT STATE AGENCIES.

SCOPE OF AUTHORIZATION

The Permittee is hereby authorized to conduct the following work as described in application #200903946-JW including 11 sheets of plans dated November 30, 2009, submitted by the Permittee to the Commissioner and attached hereto, as follows:

- 1. retain the following structures:
 - a) the existing configuration of "A-Dock", including existing piles;
 - b) the existing configuration of "B-Dock", including existing piles;
 - c) a concrete boat ramp located in the center of the property;
 - d) a 9' x 16' timber platform located on the north side of the boat ramp identified in



paragraph 1.c., above;

- e) approximately 500 square feet ("SF") of riprap located along the north side of the property;
- f) a 160 linear foot ("LF") concrete retaining wall and associated timber piles located on the north side of the property;
- g) approximately 70 LF of concrete retaining wall and walkway located north of the concrete boat ramp identified in paragraph 1.c., above;
- h) approximately 768 SF of riprap located on the south side of the concrete boat ramp identified in paragraph 1.c., above; and
- i) approximately 768 SF of riprap located south of the riprap identified in paragraph 1.h., above;
- 2. remove an existing 10' x 14' timber platform located to the south of the concrete boat ramp identified in paragraph 1.c., above; and
- (43. install the following structures:
 - a) a 4' x 23' ramp off of the timber platform identified in paragraph 1.d., above;
 - b) a 4' x 27' ramp on the south side of the property;
 - c) a 3' x 6' landing float on "B-Dock";
 - d) a timber pile on the east side of "A-Dock";
 - e) three piles on the timber platform identified in paragraph 1.d., above;
 - f) 162 LF of steel sheet pile on the north side of the property, approximately 120 LF of which is located landward of the concrete retaining wall identified in paragraph 1.f., above; and
 - g) four commercial moorings north of "A-Dock";
 - 4. remove the concrete retaining wall and timber piles identified in paragraph 1.f., above; and
 - 5. resurface the concrete boat ramp identified in paragraph 1.c., above.

SPECIAL TERMS AND CONDITIONS

1. Except where authorized herein, the Permittee shall establish a minimum of a 10 foot setback from any wetlands or watercourses in and adjacent to the area where work is to be conducted or areas which are to be used for access to the work area. Such setback area(s) shall be flagged so as to be



readily identifiable by contractor personnel until the work authorized hereunder is completed.

- 2. Except as specifically authorized by this permit, no equipment or material, including but not limited to, fill, construction materials, excavated material or debris, shall be deposited, placed or stored in any wetland or watercourse on or off-site, nor shall any wetland or watercourse be used as a staging area or accessway other than as provided herein.
- 3. Not later than two weeks prior to the commencement of any work authorized herein, the Permittee shall submit to the Commissioner, on the form attached hereto as Appendix A, the name(s) and address(es) of any contractor(s) employed to conduct such work and the expected date for commencement and completion of such work.
- 4. The Permittee shall give a copy of this permit to the contractor(s) who will be carrying out the activities authorized herein prior to the start of construction and shall receive a written receipt for such copy, signed and dated by such contractor(s). The Permittee's contractor(s) shall conduct all operations at the site in full compliance with this permit and, to the extent provided by law, may be held liable for any violation of the terms and conditions of this permit.
- 5. On or before (a) 90 days after completion of the work authorized herein, or (b) upon expiration of the work completion date or any authorized one year extension thereof, whichever is earlier, the Permittee shall submit to the Commissioner "as-built" plans prepared and sealed by a licensed engineer, licensed surveyor or licensed architect, as applicable, of the work area showing all tidal datums and structures.
- 6. The Permittee shall use the mooring authorized herein for the temporary storage of floating docks only. At no time shall the moorings be used for berthing vessels.
- 7. The Permittee shall remove the timber platform identified in <u>SCOPE OF AUTHORIZATION</u> paragraph 2., above, by hand within 60 days of the date of permit issuance. Such material shall be disposed of at an upland location approved for the disposal of such waste material, as applicable.
- 8. The Permittee shall resurface the concrete boat ramp authorized herein during periods of low water only. All concrete shall be spread by hand.
- 9. The Permittee shall install the steel sheetpile authorized herein using a land-based crane.
- 10. The Permittee shall remove the concrete retaining wall and timber piles identified in <u>SCOPE OF AUTHORIZATION</u> paragraph 1.f., above, by land-based crane during periods of low water only.
- 11. The Permittee shall drive all piles authorized herein by land-based crane.
- 12. In undertaking the work authorized hereunder, the Permittee shall not cause or allow pollution of wetlands or watercourses, including pollution resulting from sedimentation and erosion. For purposes of this permit, "pollution" means "pollution" as that term is defined by CGS section 22a-423.



GENERAL TERMS AND CONDITIONS

- 1. All work authorized by this permit shall be completed within five years from date of issuance of this permit ("work completion date") in accordance with all conditions of this permit and any other applicable law.
 - a. The Permittee may request a one-year extension of the work completion date. Such request shall be in writing and shall be submitted to the Commissioner at least 30 days prior to said work completion date. Such request shall describe the work done to date, work which still needs to be completed and the reason for such extension. The Commissioner shall grant or deny such request at her sole discretion.
 - b. Any work authorized herein conducted after said work completion date or any authorized one year extension thereof is a violation of this permit and may subject the Permittee to enforcement action, including penalties, as provided by law.
- 2. In conducting the work authorized herein, the Permittee shall not deviate from the attached plans, as may be modified by this permit. The Permittee shall not make de minimis changes from said plans without prior written approval of the Commissioner.
- 3. The Permittee shall maintain all structures or other work authorized herein in good condition. Any such maintenance shall be conducted in accordance with applicable law including, but not limited to, CGS sections 22a-28 through 22a-35 and CGS sections 22a-359 through 22a-363f.
- 4. Prior to the commencement of any work authorized hereunder, the Permittee shall cause a copy of this permit to be given to any contractor(s) employed to conduct such work. At the work area the Permittee shall, whenever work is being performed, make available for inspection a copy of this permit and the final plans for the work authorized herein.
- 5. The Permittee shall notify the Commissioner in writing of the commencement of any work and completion of all work authorized herein no later than three days prior to the commencement of such work and no later than seven days after the completion of such work.
- 6. Upon completion of any work authorized herein, the Permittee shall restore all areas impacted by construction, or used as a staging area or accessway in connection with such work, to their condition prior to the commencement of such work.
- 7. Any document required to be submitted to the Commissioner under this permit or any contact required to be made with the Commissioner shall, unless otherwise specified in writing by the Commissioner, be directed to:

Permit Section
Office of Long Island Sound Programs
Department of Environmental Protection
79 Elm Street
Hartford, Connecticut 06106-5127
(860) 424-3034



Fax # (860) 424-4054

- 8. The date of submission to the Commissioner of any document required by this permit shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under this permit, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three days after it is mailed by the Commissioner, whichever is earlier. Except as otherwise specified in this permit, the word "day" as used in this permit means calendar day. Any document or action which is required by this permit to be submitted or performed by a date which falls on a Saturday, Sunday or a Connecticut or federal holiday shall be submitted or performed on or before the next day which is not a Saturday, Sunday, or a Connecticut or federal holiday.
- 9. a. The work specified in the <u>SCOPE OF AUTHORIZATION</u> is authorized solely for the purpose set out in this permit. No change in the purpose or use of the authorized work or facilities as set forth in this permit may occur without the prior written authorization of the Commissioner. The Permittee shall, prior to undertaking or allowing any change in use or purpose from that which is authorized by this permit, request authorization from the Commissioner for such change. Said request shall be in writing and shall describe the proposed change and the reason for the change.
 - b. A change in the form of ownership of any structure authorized herein from a rental/lease commercial marina to a wholly-owned common interest community or dockominium may constitute a change in purpose as specified in paragraph (a) above.
- 10. This permit may be revoked, suspended, or modified in accordance with applicable law.
- 11. This permit is not transferable without prior written authorization of the Commissioner. A request to transfer a permit shall be submitted in writing and shall describe the proposed transfer and the reason for such transfer. The Permittee's obligations under this permit shall not be affected by the passage of title to the work area to any other person or municipality until such time as a transfer is authorized by the Commissioner.
- 12. The Permittee shall allow any representative of the Commissioner to inspect the work authorized herein at reasonable times to ensure that it is being or has been accomplished in accordance with the terms and conditions of this permit.
- 13. In granting this permit, the Commissioner has relied on representations of the Permittee, including information and data provided in support of the Permittee's application. Neither the Permittee's representations nor the issuance of this permit shall constitute an assurance by the Commissioner as to the structural integrity, the engineering feasibility or the efficacy of such design.
- 14. In the event that the Permittee becomes aware that he did not or may not comply, or did not or may not comply on time, with any provision of this permit or of any document required hereunder, the Permittee shall immediately notify the Commissioner and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the greatest extent possible. In so notifying the Commissioner, the Permittee shall state in writing the reasons for the noncompliance or delay and propose, for the review and written approval of the Commissioner, dates



by which compliance will be achieved, and the Permittee shall comply with any dates which may be approved in writing by the Commissioner. Notification by the Permittee shall not excuse noncompliance or delay and the Commissioner's approval of any compliance dates proposed shall not excuse noncompliance or delay unless specifically stated by the Commissioner in writing.

- 15. In evaluating the application for this permit the Commissioner has relied on information and data provided by the Permittee and on the Permittee's representations concerning site conditions, design specifications and the proposed work authorized herein, including but not limited to representations concerning the commercial, public or private nature of the work or structures authorized herein, the water-dependency of said work or structures, its availability for access by the general public, and the ownership of regulated structures or filled areas. If such information proves to be false, deceptive, incomplete or inaccurate, this permit may be modified, suspended or revoked, and any unauthorized activities may be subject to enforcement action.
- 16. The Permittee may not conduct work waterward of the high tide line or in tidal wetlands at this permit site other than the work authorized herein, unless otherwise authorized by the Commissioner pursuant to CGS section 22a-359 et. seq. and/or CGS section 22a-32 et. seq.
- 17. The issuance of this permit does not relieve the Permittee of his obligations to obtain any other approvals required by applicable federal, state and local law.
- 18. Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under this permit shall be signed by the Permittee and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows: "I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."
- 19. This permit is subject to and does not derogate any present or future property rights or powers of the State of Connecticut, and conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the property or activity affected hereby.



Issued on, 2010
STATE OF CONNECTICUT DEPARTMENT OF ENVIRONMENTAL PROTECTION
Amey W. Marrella Commissioner
Permit Application No. 200903946-JW Bruce Beebe
Certified Mail #

OFFICE OF LONG ISLAND SOUND PROGRAMS

APPENDIX A

TO: Permit Section

Department of Environmental Protection Office of Long Island Sound Programs

79 Elm Street

Hartford, CT 06106-5127

PERMITTEE:

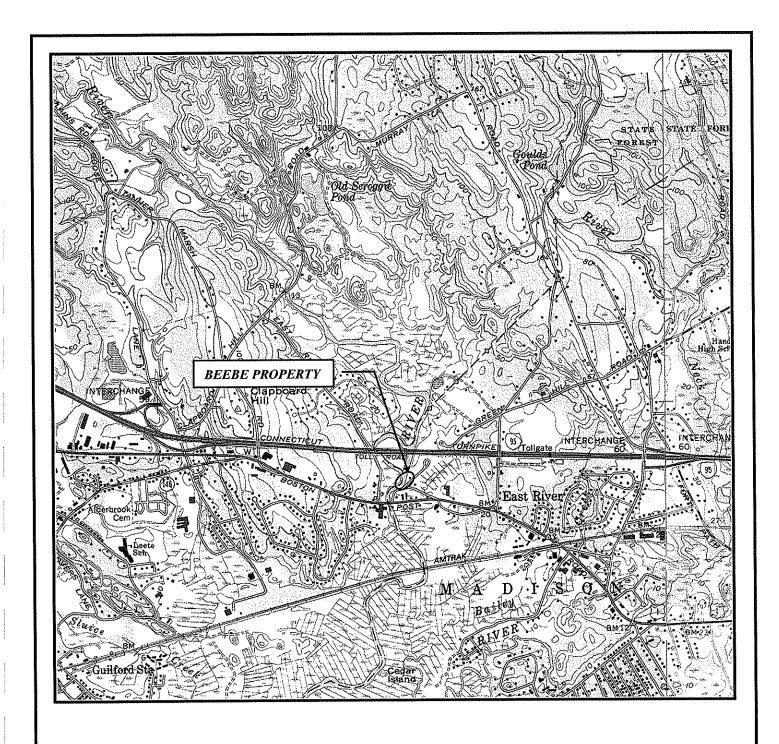
Mr. Bruce Beebe

Bruce Beebe 3 Old Post Road Madison, CT 06443

Permit No:

200903946-JW, Madison

CONTRACTOR 1:		
Address:		
Telephone #:		
CONTRACTOR 2:		
Address:		
Telephone #:		
CONTRACTOR 3:		
Address:		
Telephone #:	****	
EXPECTED DATE OF	COMMENCEMENT OF V	
	COMPLETION OF WOR	
	(signature)	(date)



Coastline Consulting & Development 5-B Old Post Road, Madison CT 06443 (203) 245-8138

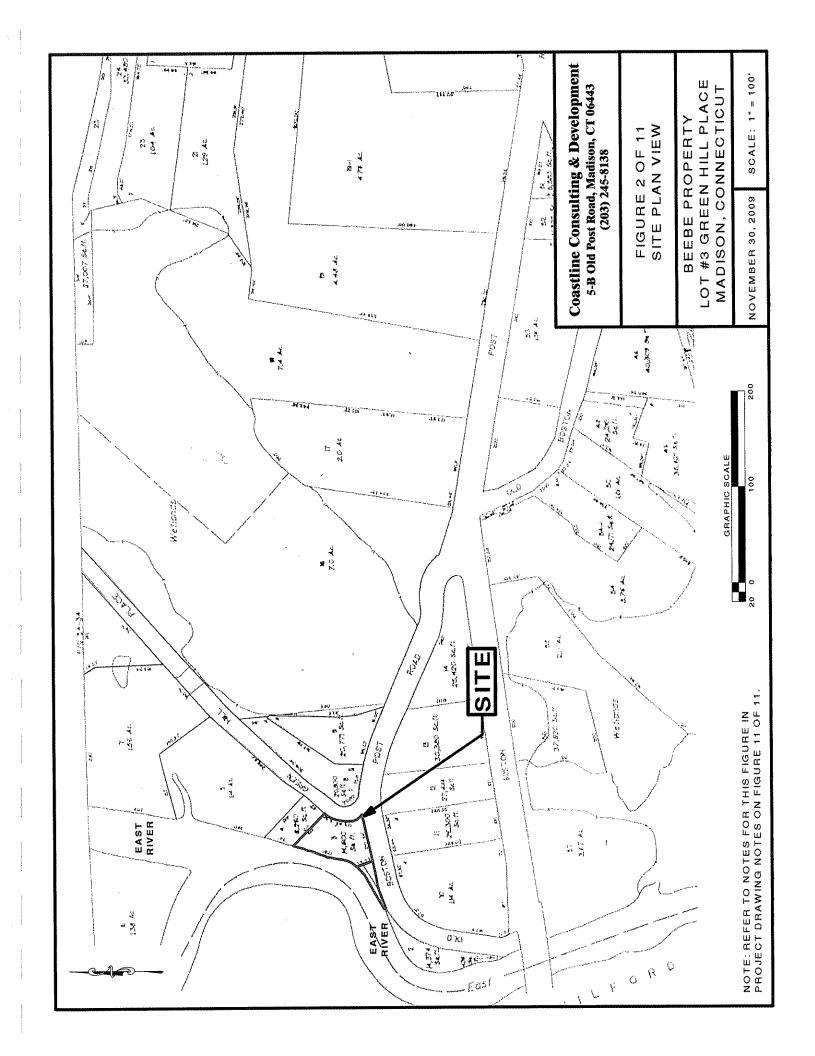
> FIGURE 1 OF 11 SITE LOCATION MAP

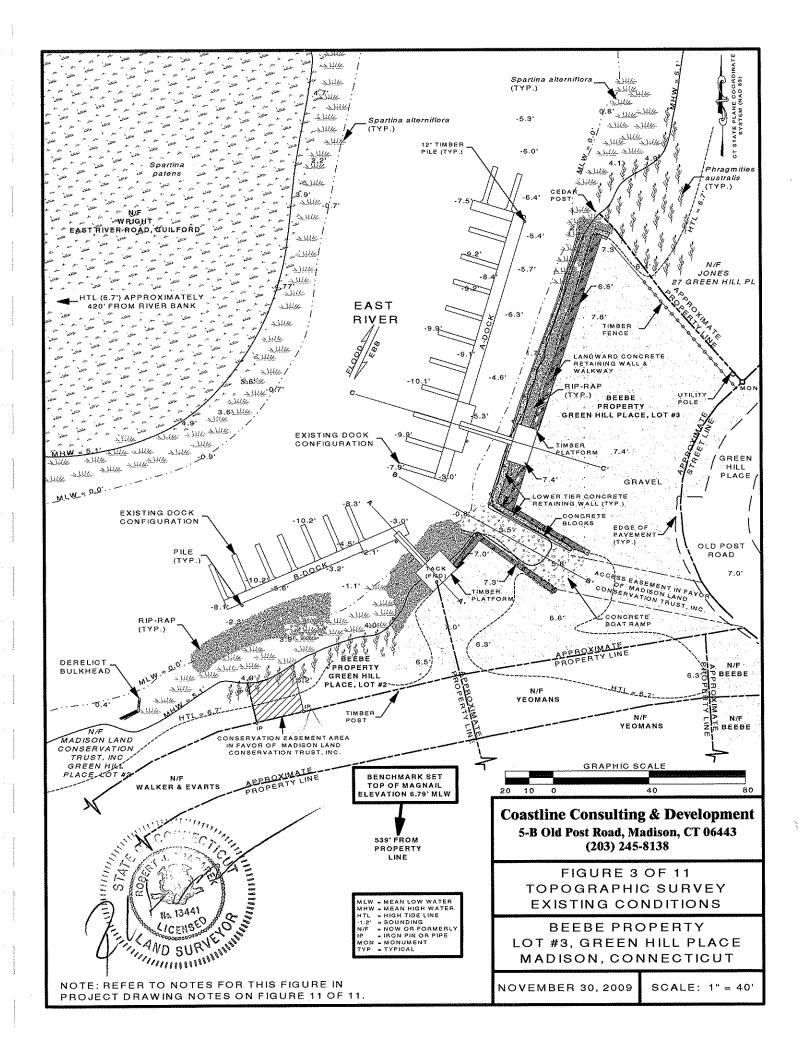
BEEBE PROPERTY LOT #3 GREEN HILL PLACE MADISON, CONNECTICUT

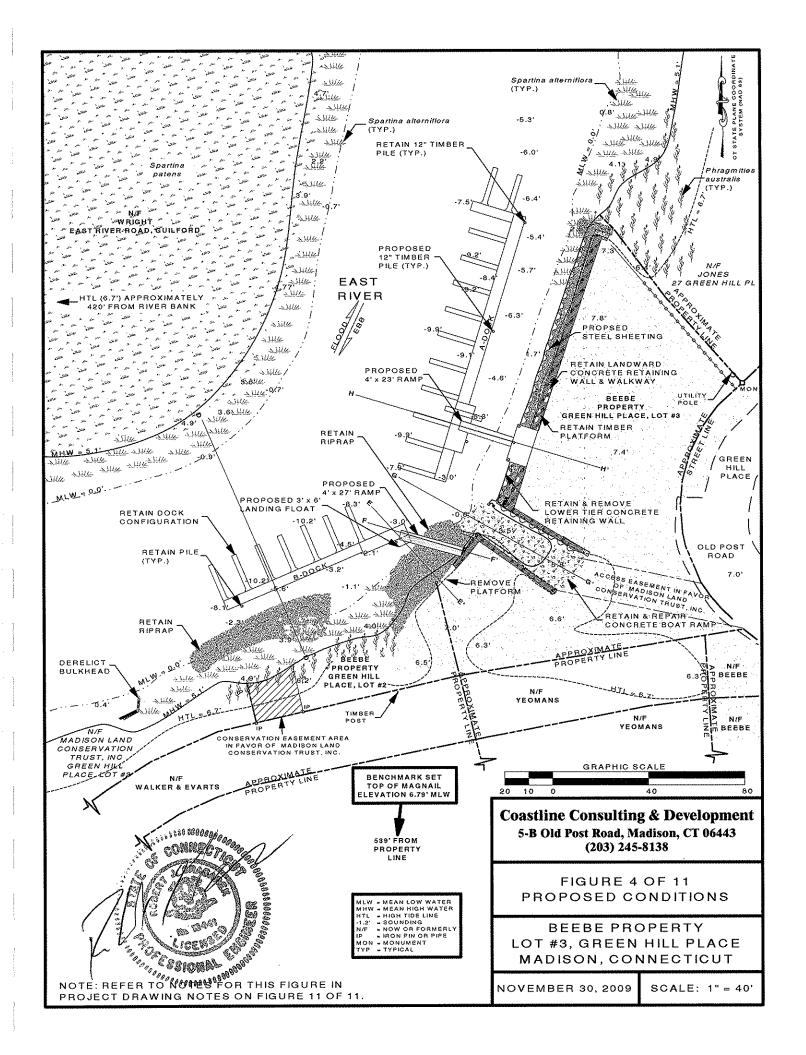
NOTE: REFER TO NOTES FOR THIS FIGURE IN PROJECT DRAWING NOTES ON FIGURE 11 OF 11.

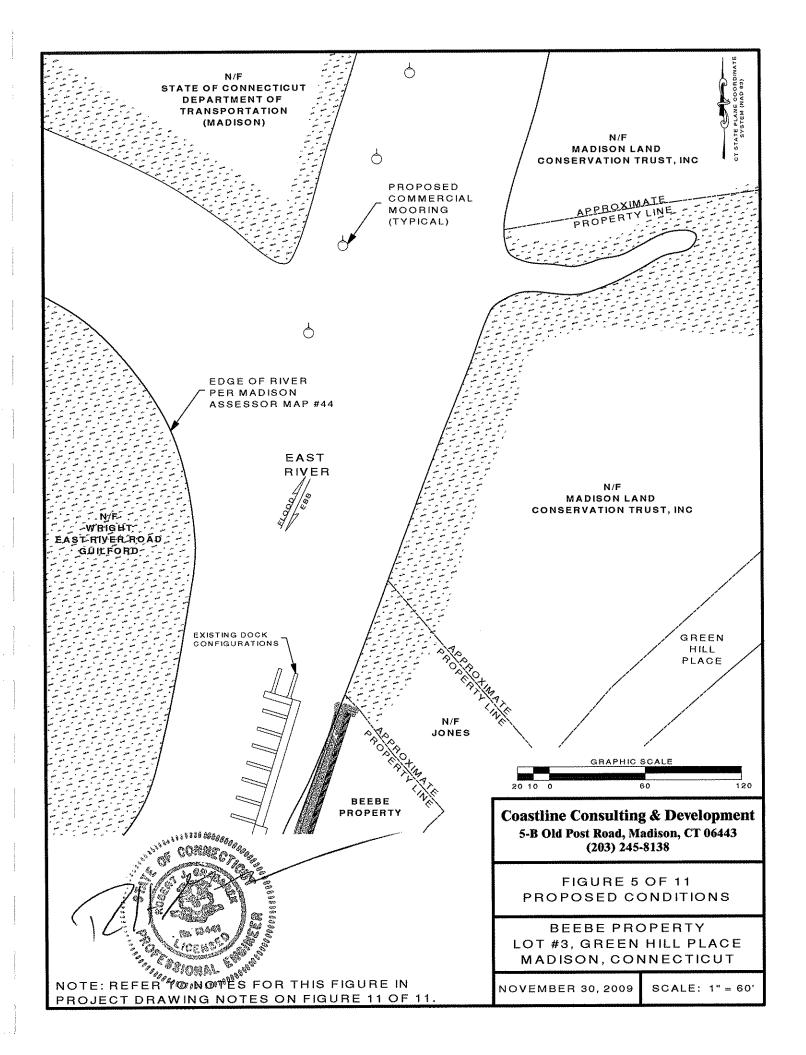
NOVEMBER 30, 2009

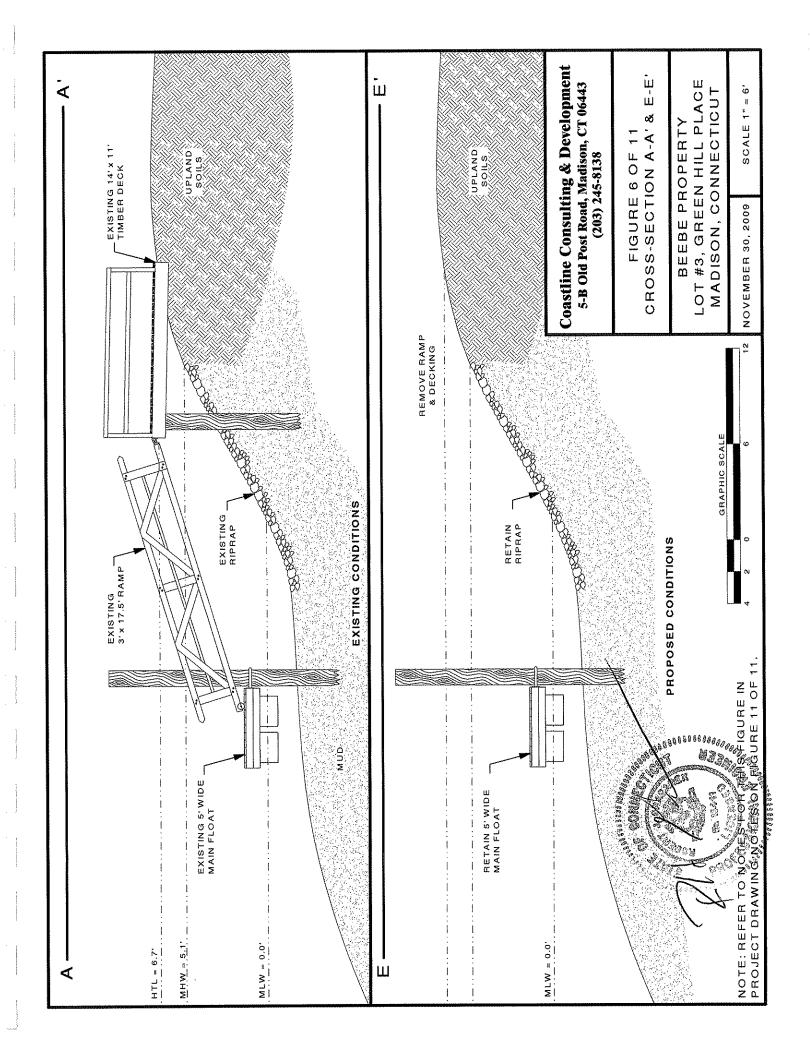
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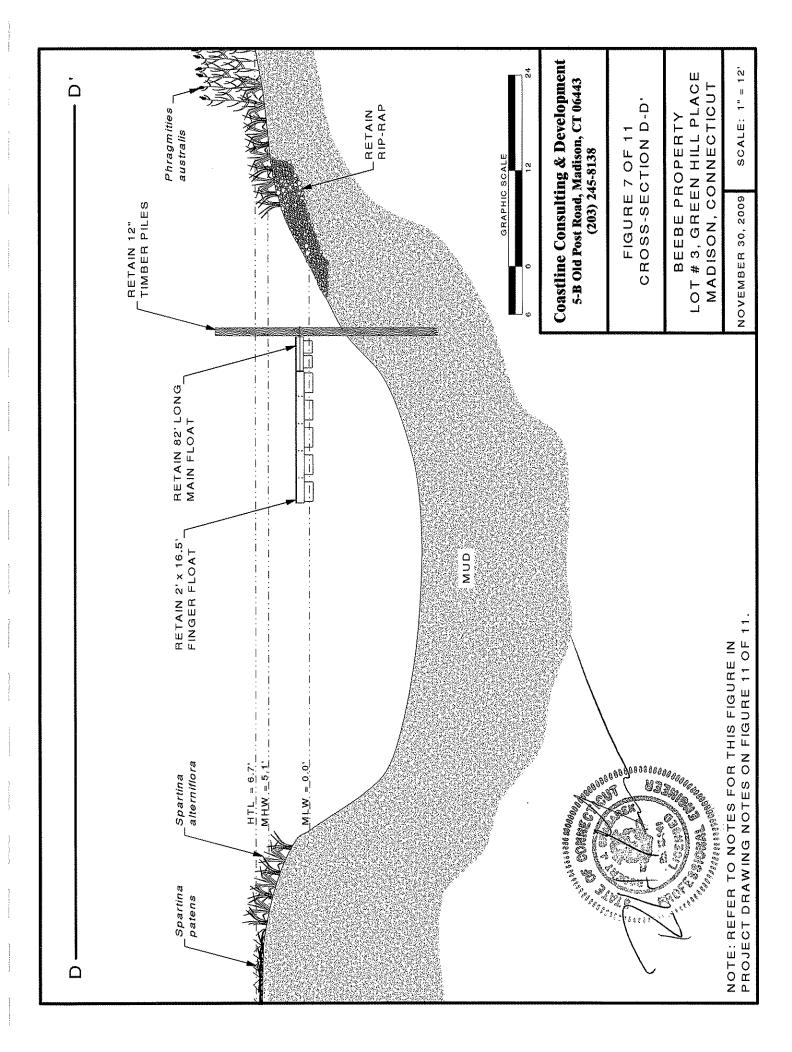


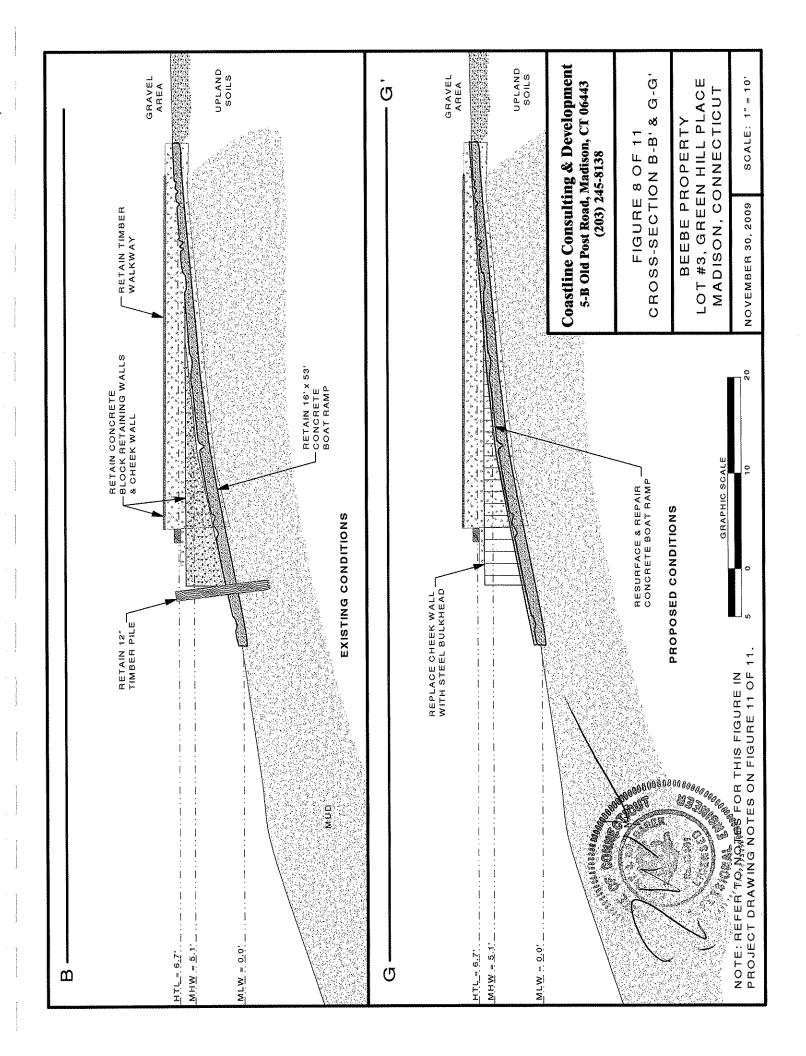


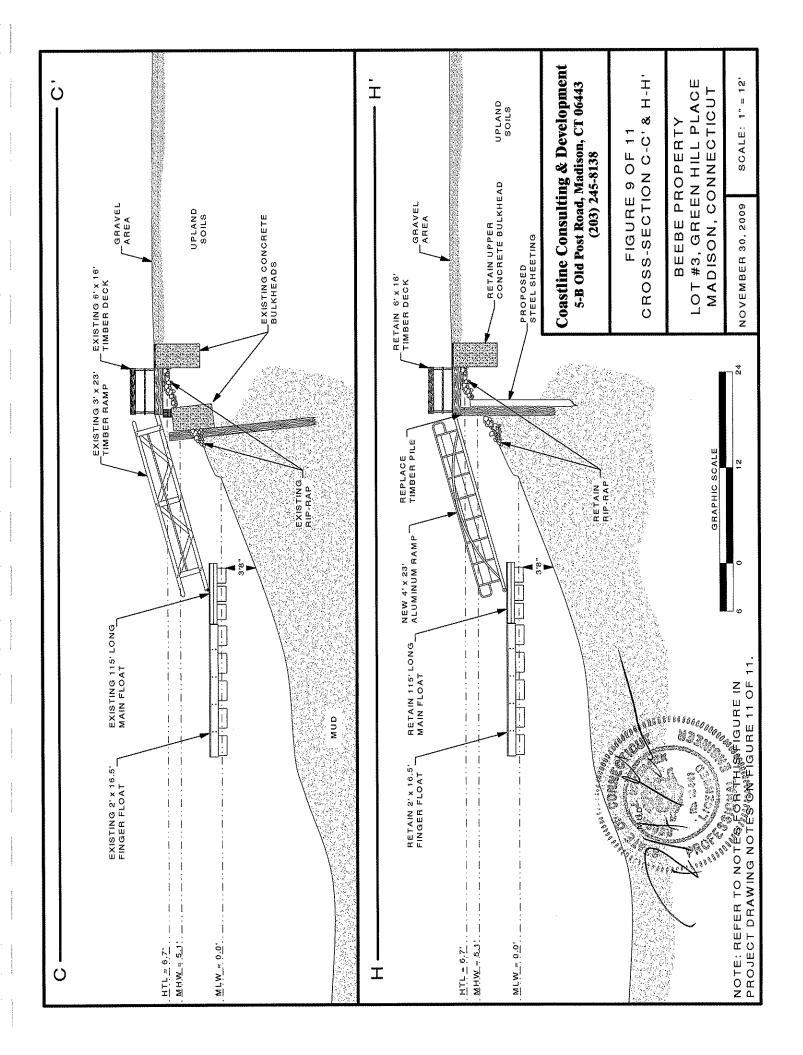


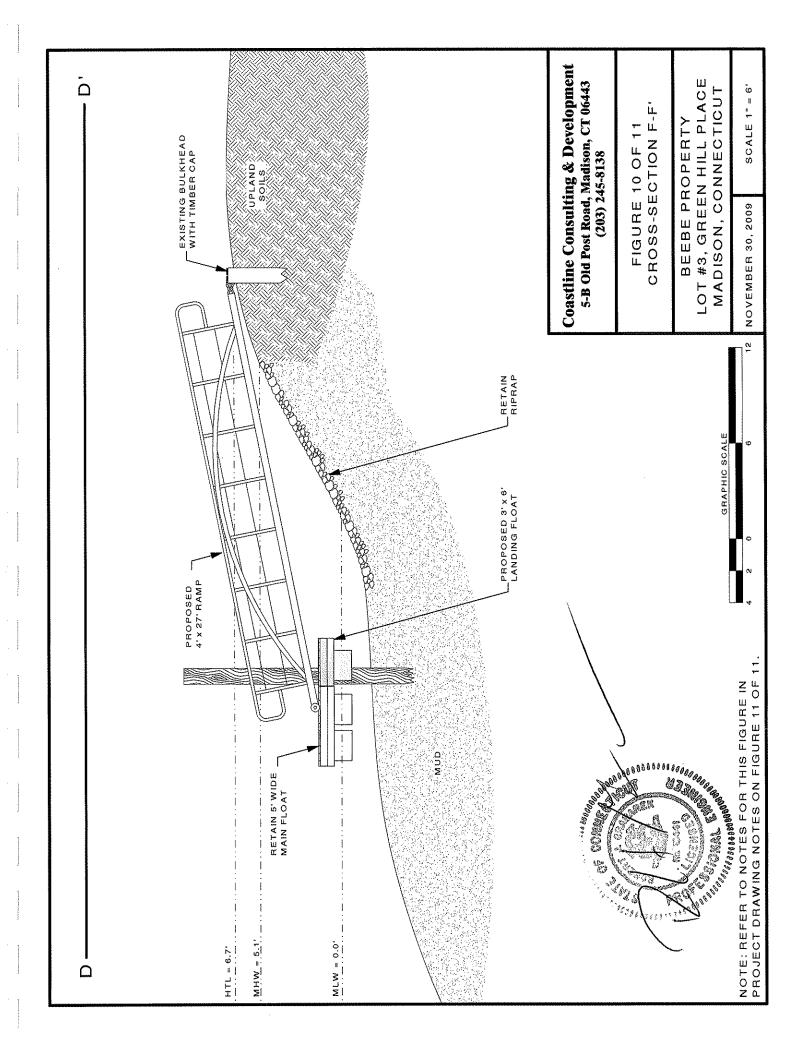












PROJECT DRAWING NOTES

FIGURE 1 OF 11 - SITE LOCATION MAP

 MAP TAKEN FROM TOPO, INC., 7.5 MINUTE USGS TOPOGRAPHIC MAPS OF GUILFORD, CONNECTICUT QUADRANGLE, 1960 (PHOTO INSPECTED 1976, PHOTO REVISED 1984).

FIGURE 2 OF 11 - SITE PLAN VIEW

 THE CONDITIONS ARE APPROXIMATE AND ARE BASED UPON MADISON ASSESSOR MAP #44, GUILFORD ASSESSOR MAP #50, AND FIELD OBSERVATIONS.

FIGURE 3 OF 11 - TOPOGRAPHIC SURVEY/EXISTING CONDITIONS

- 1. A. THIS MAP/SURVEY HAS BEEN PREPARED PURSUANT TO THE REGULATIONS OF CONNECTICUT STATE AGENCIES SECTIONS 20-300b-1 THROUGH 20-300b-20 AND THE "STANDARDS FOR SURVEYS AND MAPS IN THE STATE OF CONNECTICUT" AS ADOPTED BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS, INC., ON SEPTEMBER 26, 1996, AND THE "GUIDELINES AND SPECIFICATIONS FOR GLOBAL NAVIGATION SATELLITE SYSTEM LAND SURVEYS IN CONNECTICUT" AS ADOPTED BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS, INC., ON JUNE 26, 2008.
 - B. THE TYPE OF SURVEY IS A "TOPOGRAPHIC SURVEY" INTENDED TO DEPICT THE ELEVATIONS AND LOCATIONS OF CERTAIN EXISTING SITE & COASTAL IMPROVEMENTS AND FEATURES. FIELD MEASUREMENTS WERE COLLECTED ON 1-31-07, 2-1-07, 2-6-07, 3-12-07, & 3-18-09.
 - C. THE TOPOGRAPHICAL ACCURACY CONFORMS TO "CLASS T-2".
- REFERENCE IS MADE TO THE FOLLOWING MAPS/DOCUMENTS:
 - A. AN A-2 SURVEY TITLED "PROPERTY SURVEY SHOWING PROPERTY TO BE TRANSFERRED TO BRUCE C. BEEBE, MADISON CONN." DATED JULY 31, 2008, SCALE 1" = 10', AND PREPARED BY ERIC G. ANDERSON, 1054 BOSTON POST ROAD, MADISON CONN.
 - B. AN A-2 SURVEY TITLED "PROPERTY OF BRUCE C. BEEBE, MADISON, CONN." DATED JANUARY 12, 1988, SCALE 1" = 20', AND PREPARED BY ANDERSON ENGINEERING & SURVEYING ASSOCIATES, GUILFORD, CONN.
 - C. A LETTER DATED JULY 14, 2009 FROM MILONE & MACBROOM CERTIFYING PROPERTY LINES.
 - D. MADISON ASSESSOR MAP #44.
 - E. GUILFORD ASSESSOR MAP #50.
- 3. TIDE LINES, SOUNDINGS AND UPLAND ELEVATIONS ARE IN FEET, FIELD-LOCATED BY COASTLINE CONSULTING & DEVELOPMENT, LLC, AND REFERENCED TO THE MEAN LOW WATER (MLW) TIDAL DATUM BASED ON NAVD88 VERTICAL DATUM USING NOAA TIDE STATION # 8464445 (1983-2001 EPOCH) AND CDOT HTL DATA (1983-2007) FOR MADISON, CT.
- 4. THIS MAP IS FOR PLANNING AND PERMITTING PURPOSES ONLY AND IS NOT INTENDED FOR FILING ON LAND RECORDS IN TOWN OR CITY CLERK'S OFFICE. THE PROPERTY LINES ARE DEPICTED GRAPHICALLY ONLY, AND DO NOT REPRESENT ANY PROPERTY/BOUNDARY OPINION. NOT ALL IMPROVEMENTS AND FEATURES HAVE BEEN DEPICTED.
- 5. SITE MAY BE SUBJECT TO AND/OR TOGETHER WITH CERTAIN LITTORAL, RIPARIAN, OR OTHER RIGHTS AS PER THE RECORD MAY APPEAR
- 6. ANY UNDERGROUND OR UNDERWATER UTILITY, STRUCTURE, AND FACILITY LOCATIONS DEPICTED AND/OR NOTED HEREON MAY HAVE BEEN COMPILED, IN PART, FROM RECORD MAPPING SUPPLIED BY THE RESPECTIVE UTILITY COMPANIES OR GOVERNMENTAL AGENCIES, FROM PAROLE TESTIMONY AND FROM OTHER SOURCES. THESE LOCATIONS MUST BE CONSIDERED AS APPROXIMATE IN NATURE. ADDITIONALLY, OTHER SUCH FEATURES MAY EXIST ON THE SITE, THE LOCATIONS OF WHICH ARE UNKNOWN TO COASTLINE CONSULTING AND DEVELOPMENT, LLC. THE SIZE, LOCATION AND EXISTENCE OF ALL SUCH FEATURES MUST BE FIELD DETERMINED AND VERIFIED BY THE APPROPRIATE AUTHORITIES PRIOR TO ANY CONSTRUCTION. CALL BEFORE YOU DIG: 1-800-922-4455.

FIGURES 4 - 10 OF 11 - PROPOSED CONDITIONS & CROSS-SECTIONS

- 1. THESE APPLICATION DRAWINGS WERE PREPARED FROM RECORDED RESEARCH, OTHER MAPS, LIMITED FIELD MEASUREMENTS COLLECTED ON 1-31-07, 2-1-07, 2-6-07, 3-12-07, & 3-18-09, AND OTHER SOURCES. THEY ARE NOT TO BE CONSTRUED AS PROPERTY/BOUNDARY OR LIMITED PROPERTY/BOUNDARY SURVEYS.
- REFERENCE IS MADE TO THE FOLLOWING & APPLICATION DRAWINGS:
 - A. FOR FIGURE 4 OF 11: "FIGURE 3 OF 11, EXISTING CONDITIONS, TOPOGRAPHIC SURVEY, BEEBE PROPERTY, LOT #3, GREEN HILL

 PLACE MADISON CONNECTICUT" PREPARED BY COASTUNE CONSULTING & DEVELOPMENT 11 C.
 - PLACE, MADISON, CONNECTICUT." PREPARED BY COASTLINE CONSULTING & DEVELOPMENT, LLC.

 B. FOR FIGURE 5 OF 11: FIGURE 3 OF 11, "EXISTING CONDITIONS, TOPOGRAPHIC SURVEY. BEEBE PROPERTY, LOT #3, GREEN HILL PLACE, MADISON, CONNECTICUT." DATED PREPARED BY COASTLINE CONSULTING & DEVELOPMENT, LLC, MADISON ASSESSOR MAP #44, AND GUILFORD ASSESSOR #50.

 Coastline Consultance C
 - C. FOR FIGURES 6-10: FIGURE 3 OF 11, "EXISTING CONDITIONS, TOPOGRAPHIC SURVEY. BEEBE PROPERTY, LOT #3, GREEN HILL PLACE, MADISON, CONNECTICUT." PREPARED BY COASTLINE CONSULTING & DEVELOPMENT, LLC. AND "FIGURE 4 OF 11, PROPOSED CONDITIONS. BEEBE PROPERTY, LOT #3, GREEN HILL PLACE, MADISON, CONNECTICUT." PREPARED BY COASTLINE CONSULTING & DEVELOPMENT, LLC.
- SOUNDINGS AND UPLAND ELEVATIONS ARE IN FEET, FIELD LOCATED BY COASTLINE CONSULTING & DEVELOPMENT, LLC, AND REFERENCED TO THE MEAN LOW WATER (MLW) TIDAL DATUM BASED ON NAVD88.
- 4. THESE APPLICATION DRAWINGS ARE FOR PLANNING AND PERMITTING PURPOSES ONLY AND ARE NOT INTENDED FOR BID DOCUMENTS, STRUCTURAL DESIGN, OR CONSTRUCTION. NOT ALL IMPROVEMENTS AND FEATURES HAVE BEEN DEPICTED.

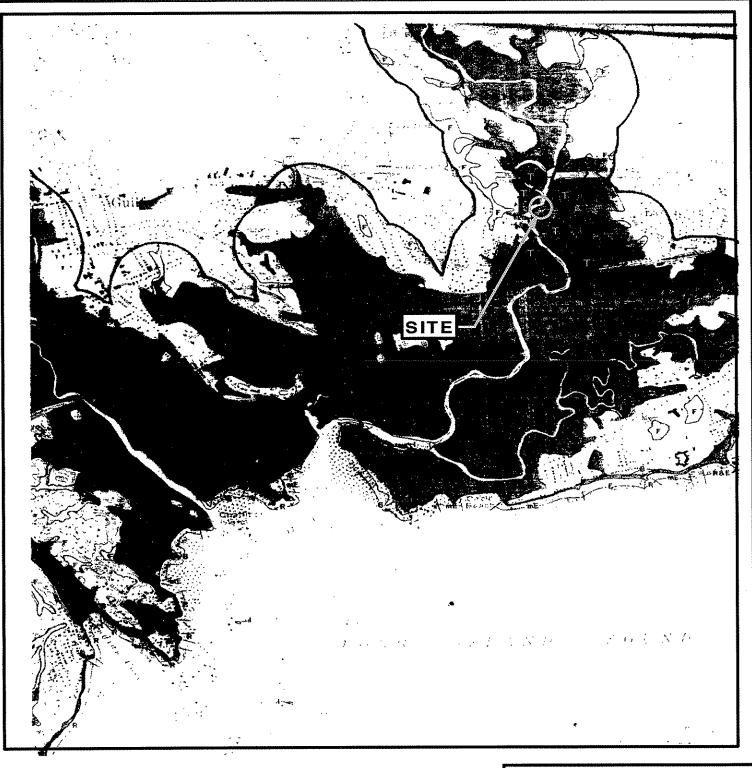
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FIGURE 11 OF 11
PROJECT DRAWING NOTES

BEEBE PROPERTY LOT #3, GREEN HILL PLACE MADISON, CONNECTICUT

NOVEMBER 30, 2009

FILE NO.: 08-123



MAP TAKEN FROM THE 1979 COASTAL RESOURCES MAP PREPARED BY THE CONNECTICUT DEP COASTAL AREA MANAGEMENT PROGRAM, GUILFORD, CONNECTICUT QUADRANGLE.

LEGEND

Coastal Flood Hazard

Coastal Boundary

EM Esturine Embayment R Rocky Shorefront

ME Modified Bluffs & Escarpments

D Developed Shorefront
T Regulated Tidal Wetlands

l Islands

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COASTAL RESOURCES MAP

BEEBE PROPERTY LOT #3, GREEN HILL PLACE MADISON, CONNECTICUT

NOVEMBER 30, 2009

NOT TO SCALE



MAP TAKEN FROM THE 1979 SHELLFISH CONCENTRATION AREAS MAP PREPARED BY THE CONNECTICUT DEP COASTAL AREA MANAGEMENT PROGRAM, GUILFORD, CONNECTICUT QUADRANGLE.

LEGEND

Shellfish Concentration Area

SC Soft Clam (Mya arenaria)

HC Hard Clam (Mercenaria mercenaria)

EO Eastern Oyster (Crassostrea virginica)

SB Bay Scallop (Aequipecten irradians)

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SHELLFISH CONCENTRATION AREA

BEEBE PROPERTY LOT #3, GREEN HILL PLACE MADISON, CONNECTICUT

NOVEMBER 30, 2009

NOT TO SCALE